

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HUMAN SERVICES**

**Call to Order:** By Chairman Ron Stoker, on March 9, 2007 at 3:00 P.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Ron Stoker, Chairman (R)  
Rep. Arlene Becker, Vice Chairman (D)  
Rep. Tom McGillvray, Vice Chairman (R)  
Rep. Ernie Dutton (R)  
Rep. Julie French (D)  
Rep. Pat Ingraham (R)  
Rep. William J. Jones (R)  
Rep. Krayton Kerns (R)  
Rep. Dave McAlpin (D)  
Rep. Ken Peterson (R)  
Rep. Michele Reinhart (D)  
Rep. Diane Sands (D)

**Members Excused:** None.

**Members Absent:** Rep. Mary Caferro (D)  
Rep. Mike Milburn (R)

**Staff Present:** Debbie Carlson, Committee Secretary  
Sue O'Connell, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 94, 3/5/2007  
Executive Action: HB 536, HJR 18

**HEARING ON SB 94**

**Opening Statement by Sponsor:**

00:00:01 Sen. John Esp (R), SD 31, opened the hearing on SB 94,  
Remove regulation of nonprescription drugs.

**Proponents' Testimony:**

00:00:59 Kathleen McCarthy, Bureau Chief, Communicable Disease,  
Department of Public Health and Human Services  
00:01:34 Jim Smith, Montana Pharmacy Association

**Opponents' Testimony:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:**

00:02:17 Rep. Sands  
00:02:33 Sen. Esp  
00:02:58 Rep. Peterson  
00:03:19 Sen. Esp  
00:03:36 Rep. Dutton  
00:04:32 Sen. Esp  
00:05:05 Rep. Dutton  
00:06:00 Ms. McCarthy  
00:06:33 Mr. Smith  
00:07:10 Rep. Stoker  
00:07:13 Mr. Smith

**Closing by Sponsor:**

00:07:30 Sen. Esp

**EXECUTIVE ACTION ON HB 536**

00:08:31 **Motion:** Rep. Becker moved that HB 536 **DO PASS**.

08:44:11 Rep. Becker  
[EXHIBIT](#)(huh50a01)

00:08:53 **Motion/Vote:** Rep. Becker moved **TO AMEND** HB 536.  
Motion carried 7-6 by roll call vote with Reps. Becker,  
French, Sands, Jones, Reinhart and McAlpin voting no.  
Rep. McGillvray and Rep. Milburn voted aye by proxy.

**Discussion:**

00:10:27 Rep. Becker  
00:15:27 Rep. Peterson  
00:15:35 Rep. Stoker  
00:15:44 Rep. Becker  
00:15:50 Rep. Stoker  
00:16:37 Sue O'Connell  
00:17:08 Rep. Stoker  
00:17:14 Ms. O'Connell  
00:17:27 Rep. Sands  
00:17:55 Rep. Stoker  
00:18:37 Rep. Becker  
00:18:51 Rep. Stoker  
00:19:01 Rep. Sands  
00:19:34 Starla Blank, Executive Director, Board of Pharmacy  
00:20:49 Rep. Stoker  
00:21:03 Ms. Blank  
00:21:25 Rep. Sands  
00:21:47 Ms. Blank  
00:22:11 Rep. Stoker  
00:22:31 Ms. Blank  
00:22:39 Rep. McAlpin  
00:22:54 Rep. Stoker closed the executive action on HB 536 to  
resume on Monday, March 12.

**EXECUTIVE ACTION ON HJR 18**

00:23:20 **Motion:** Rep. Ingraham moved that HJR 18 **BE TABLED.**

**Discussion:**

00:24:51 Rep. McAlpin  
00:24:56 Rep. Stoker  
00:26:51 Rep. McAlpin

00:27:29 **Vote:** Motion to table was postponed until Monday.

**Discussion:**

00:28:06 Rep. Sands  
00:29:01 Rep. Stoker  
00:29:51 Rep. French  
00:30:49 Rep. Stoker  
00:31:08 Rep. Reinhart  
00:31:30 Rep. Stoker  
00:31:45 Rep. French  
00:32:07 Rep. Jones  
00:35:22 Rep. Stoker  
00:35:30 Rep. Sands

**ADJOURNMENT**

Adjournment: 5:00 P.M.

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REP. RON STOKER, Chairman

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DEBBIE CARLSON, Secretary

RS/dc

Additional Exhibits:

**EXHIBIT ([huh50aad.pdf](#))**